

Planned Development District General Implementation Plan Amendment Zoning for Lot 27 First Addition to Fitchburg Technology Campus, and Lot 3 CSM 11600

KRISTI CHLEBOWSKI DANE COUNTY REGISTER OF DEEDS

DOCUMENT # 5064432

04/17/2014 2:09 PM Trans. Fee: Exempt #: Rec. Fee: 30.00 Pages: 3

Legal Description: Lot 27 First Addition to Fitchburg Technology Campus, and Lot 3 CSM 11600

Return to: Fitchburg City Clerk 5520 Lacy Road Fitchburg, WI 53711

Parcel No's: 060915243672 060916160482

Plan Commission Initiated By

Thomas D. Hovel Drafted By

<u>2/18/2014</u> Date

ORDINANCE NO. 2014-0-09 ZONING ORDINANCE AMENDMENT AMEND GENERAL IMPLEMENTATION PLAN ZONING FOR LOT 27 FIRST ADDITION TO FITCHBURG TECHNOLOGY CAMPUS AND LOT 3 CSM 11600

WHEREAS, pursuant to Fitchburg Ordinance No. 87-0-06, Section 3, Zoning District Maps were adopted within the corporate limits of the City of Fitchburg until expressly altered by the City Council, and

WHEREAS, Avante Properites, LLC has submitted an application (RZ-1996-14) to amend Planned Development District General Implementation Plan (PDD-GIP) zoning for lot 27 First Addition to Fitchburg Technology Campus, and Lot 3 CSM 11600, and

WHEREAS, the original PDD-GIP zoning was granted by Ordinance No. 2002-O-26 (Rezoning request RZ-1150-02) to allow two to four story buildings and a maximum Impervious Surface Ratio (ISR) of .60 for the lot, and a Floor Area Ratio (FAR) of .3-.6, and

WHEREAS, the applicant desires to divide the two lots to create three lots, and amend the site development standards to allow the proposed north lot (hereafter Madison Group lot) contain a one-story office building, with a maximum Impervious Surface Ratio (ISR) of .56, and a Floor Area Ratio (FAR) of 22%; The other two lots, noted on what is termed the Overall Site Plan, shall together (on a first-come first served basis) provide for a maximum floor area ratio

not to exceed 42%, and a maximum impervious surface ratio of 60%. In addition, building heights may be two to four stories on site A, and up to three stories on site B.

NOW THEREFORE the City Council of the City of Fitchburg, Dane County, Wisconsin does ordain as follows:

- (A) PDD-GIP zoning is hereby amended in accord with submitted plans and information dated January 7, 2014, and responses to staff comments of February 4, 2014 which is hereby made a part of this ordinance, and with the following additional requirements:
 - 1. Madison Group lot) will contain a one-story office building, with a maximum Impervious Surface Ratio (ISR) of .56, and a Floor Area Ratio (FAR) of .22;
 - 2. The other two lots, noted on what is termed the Overall Site Plan, shall together (on a first-come first served basis) provide for a maximum floor area ratio not to exceed 42%, and a maximum impervious surface ratio of 60%. In addition, building heights may be two to four stories on site A, and one to three stories on site B.
 - 3. Any of the three sites may be allowed to increase their impervious surface ratio up to 62%, provided the difference between the noted ISR and the provided ISR is accounted for by on-site infiltration and/or evapo-transpiration.
 - 4. A CSM creating the three lots out of the current two lots, shall be recorded within 120 days of its council approval for this rezone request to be valid.
 - 5. Setbacks from Nobel Drive shall be 20' for one to three story building, and 30' if a four story building.
 - 6. Applicant shall coordinate with the city for a sidewalk easement along the west property line abutting South Fish Hatchery Road.
- (B) This ordinance shall take effect following its publication, or the consent of the property owner, whichever occurs last. However, in accord with section 22.92 of the zoning code, owners shall consent within 30 days of approval for the PDD-GIP zoning to take effect.
- (C) Applicant shall pay cost of publication to avoid a two Council meeting approval process.

The above and foregoing ordinance was duly adopted by the City Council of the City of Fitchburg, at a regular meeting held on the 25th day of February, 2014.

Approved: March 4, 2014

Shawn Pfaff, Mayo

J. Cory, City

STATE OF WISCONSIN)ss. COUNTY OF DANE

Personally came before me this Hour day of Mouch, 2014, the above named Linda J. Cory, and Shawn Pfaff to me known to be the City Clerk and Mayor (respectively) of the City of Fitchburg, and the persons who executed the foregoing instrument and acknowledged the same.

NOTARY PUBLIC

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Ordinance 2014-O-09 Page 3 of 3
Notary Public, State of Wisconsin
Printed Name of Notary Public 18cm Olds house My Commission Expires: USC. 18. 2003
Consent of the Property Owner
STATE OF WISCONSIN)ss. COUNTY OF DANE
Personally came before me this <u>Y</u> day of <u>APril</u> , 2014, the
above named Soft EKelly to me known to be member, of
Fitchburg Telchnology Compus and the person who executed the foregoing instrument and acknowledged the same.
Motary Public, State of Wisconsin ☆ YVETTE M. ☆
Printed Name of Notary Public / veffe M. Friedman My Commission Expires: 9/24/2011 FRIEDMAN FRIEDMAN FRIEDMAN
Consent of Mortgage Holder: PARIC BANK MUM Man Date: 5-11-14 ORI B. MAKE Michael J. Lawrence Vice president
STATE OF WISCONSIN)ss. COUNTY OF DANE
Personally came before me this // day of
Michael J. Calwrence to me known to be the Vice President
and acknowledged the same. Notary Public, State of Wisconsin
Printed Name of Notary Public LOCO B. Machon My Commission Expires: 9-6-15





REZONING APPLICATION

The undersigned owner, or owner's authorized agent, of proper district map of the Fitchburg zoning ordinance by reclassifying fr	ty herein described hereby petitions to amend the zoning om the district to the district the
following described property:	
1. Location of Property / Street Address: Fitchburg Techn	ology Campus
Legal Description - (Metes & Bounds, or Lot No. And Plat):	
Lot 27	
***Also submit in electronic format (MS WORD or plain text)	by email to: planning@city.fitchburg.wi.us
2. Proposed Use of Property - Explanation of Request:	
Single story office building; Maximum ISR .65	
3. Proposed Development Schedule: Plan Commission SIP	in January, Construction complete by 12/14
4. Future Land Use Plan Classification:	
***Pursuant to Section 22-3(b) of the Fitchburg Zoning Ordina adopted City of Fitchburg Comprehensive Plan.	nce, all Rezonings shall be consistent with the currently
location and size of all existing and proposed structures and p larger than 11" x 17". Submit one (1) electronic pdf document of Additional information may be requested. Type of Residential Development (If Applicable): n/a	arking areas. Two (2) of the three (3) copies shall be no the entire submittal to planning@city.fitchburg.wi.us.
Total Dwelling Units Proposed: n/a	No. Of Parking Stalls: n/a
Type of Non-residential Development (If Applicable): Office	
Proposed Hours of Operation: 7am-7pm	No. Of Employees: 25-30
Floor Area: 16, 786	o. Of Parking Stalls: Phase 1:51 stalls
Sewer: Municipal 🔀 Private 🗌 Water:	Municipal Private
Current Owner of Property: Avante Properties, LLC	
Address: 120 East Lakeside Street Madison, WI 53715	Phone No: 608-294-4086
Contact Person: Chris Armstrong	
Email: chris@avanteproperties.com	
Address:	Phone No:
Respectfully Submitted By: Owner's or Authorized Agent's Signature of A	gnature Stephen D. Holzhaner, Arch, La
PLEASE NOTE - Applicants shall be responsible for legal or out Submissions shall be made at least four (4) weeks prior to desire	side consultant costs incurred by the City.
For City Use Only: Date Received: 121 2014	Publish: and
Ordinance Section No.	Fee Paid: paying fee out of tax Increment
Permit Request No. 22-1996-14	District 4. 4825,00

DESCRIPTION

Lot 27, First Addition to Fitchburg Technology Campus, as recorded in Volume 58-0205A of Plats, on Pages 135-139, as Document Number 3708613, Dane County Registry, also Lot 3, Certified Survey Map Number 11600, as recorded in Volume 70 of Certified Survey Maps, on Pages 367-371, as Document Number 4132234, Dane County Registry, located in the SW $\frac{1}{4}$ - NW $\frac{1}{4}$ of Section 15, and the SE $\frac{1}{4}$ - NE $\frac{1}{4}$ of Section 16, all in Township 06 North, Range 09 East, City of Fitchburg, Dane County, Wisconsin being more fully described as follows:

Commencing at the West 1/4 corner of said Section 15; thence N00°36′44″E along the West line of the NW 1/4 of said Section 15, 504.46 feet to the southerly line of said Lot 27 and the point of beginning; thence S89°52'49"W along said southerly line, 10.46 feet to the Southwest corner of said Lot 27 and the Southeast corner of said Lot 3; thence along the boundary of said Lot 3 for the next seven (7) courses; 1-thence continuing S89°52'49"W, 152.76 feet; 2-thence N84°24'33"W, 110.56 feet; 3-thence S89°52'50"W, 125.22 feet to a point of curvature; 4-thence 40.20 feet along the arc of a curve to the right, through a central angle of 92°06'32", a radius of 25.00 feet, and a chord bearing N44°03'25"W. 36.00 feet; 5-thence N02°00'21"E, 421.86 feet; 6-thence S89°27'59"E, 342.15 feet to a point of non-tangential curvature; 7-thence 126.40 feet along the arc of a curve to the left, through a central angle of 19°18'46", a radius of 375.00 feet, and a chord bearing S39°32'12"E, 125.80 feet to the northerly most corner of said Lot 27; thence along the boundary of said Lot 27 for the next five (5) courses; 1-thence S49°11'33"E, 226.62 feet to a point of curvature; 2-thence 184.14 feet along the arc of a curve to the right, through a central angle of 49°04'22", a radius of 215.00 feet, and a chord bearing \$24°39'22"E, 178.57 feet; 3thence S00°07'11"E, 21.51 feet to a point of curvature; 4-thence 39.27 feet along the arc of a curve to the right, through a central angle of 90°00'00", a radius of 25.00 feet, and a chord bearing S44°52'49"W, 35.36 feet; 5-thence S89°52'49"W, 234.60 feet to the point of beginning. Said description contains 249,819 square feet or 5.74 acres more or less.



February 4, 2014

Thomas Hovel City of Fitchburg 5520 Lacy Road Fitchburg, WI 53711

Re:

Rezoning and CSM Submittal – Responses to City Comments

The Madison Group Headquarters, City of Fitchburg

Dear Tom:

The following are the City Public Works and Planning Department comments on Land Division and rezoning submittals for the Madison Group Headquarters, with the applicant's responses italicized in BLUE:

Land Division and Rezoning Request Submittal <u>Transportation Comments:</u>

- An access easement should be provided on the CSM to allow public access to be available to Lot 3
 from Lot 2 (the driveway that would be located on Research Park Drive).

 Applicant Response: Access to Lot 3 is proposed to be off Nobel Drive, east of the no access limits as
 shown in the plat. Approximately 175 linear feet of lot frontage along Nobel Drive is available for
 accessing Lot 3.
- 2. An easement should be provided along Fish Hatchery Road to accommodate sidewalk improvements to be provided on the east side of Fish Hatchery Road. The existing drainage swale does not allow sidewalk to be located within the ROW. The plan would be to add sidewalk within the setback area along Fish Hatchery Road.
 Applicant Response: Vierbicher to coordinate with the City to determine required location of sidewalk to determine easement location and width.

Water Main and Sanitary Sewer Comments:

- The existing sanitary sewer lateral to Lot 2 shall be extended to service both Lots 1 and 3. A private sanitary interceptor easement needs to be included on the CSM. In addition the private interceptor needs to be extended on Lot 2 to Lot 1 and 3's property line for future connection. A map is included that notes the location of the existing lateral on Lot 2.
 Applicant Response: The Utility Plan shows the Lot 1 sanitary service connecting to the existing Lot 2 service, traveling northwest to the Lots 1 and 2 boundary, and following the Lots 1 and 2 common boundary to provide future service to Lot 3. A 20 foot private sanitary interceptor easement along the Lots 1 and 2 common boundary from the Research Park Drive ROW to the junction with Lot 3 is shown on the CSM.
- 2. The existing water service to Lot 2 needs to service Lot 1 as well. The existing service will need to be branched in the terrace into two separate services with two separate service valves. A private water main easement needs to be included on Lot 2 on the CSM for Lot 1's service. The existing hydrant on Nobel will need to be modified to provide a service to Lot 3.
 Applicant Response: The Utility Plan shows the Lot 1 water service connecting to the existing Lot 2 service, and traveling northwest to the Lots 1 and 2 common boundary. A 20 foot private water main easement along the Research Park Drive ROW to the junction with the Lots 1 and 2 common

boundary is shown on the CSM. The Utility Plan notes the existing hydrant on Nobel Drive shall be modified to provide future water service to Lot 3.

If MMSD fees have not been paid for this lot, they will need to be paid prior to the recording of the CSM.

Applicant Response: MMSD and City interceptor fees have already been paid for per conversation with City staff.

Erosion Control and Stormwater Management (ECSWM) Comments:

- A new Erosion Control & Storm Water Management permit application will need to be submitted to the Fitchburg Public Works Department for review and approval (The ECSWM application and information on requirements can be found at: http://www.fitchburgwi.gov/departments/cityHall/publicWorks/stormwater/ErosionControl.php. Applicant Response: An Erosion Control & Storm Water Management permit application will be submitted upon further development of the design.
- 2. A stormwater maintenance agreement (recorded at the Dane County Register of Deeds office) will be required for the necessary private stormwater management practices approved by the City (e.g. private storm sewer, rain gardens, etc.). The owner(s) would be eligible for up to a 50% reduction in stormwater utility rates for the proposed stormwater practices. The following link: http://www.fitchburgwi.gov /departments/cityHall/publicWorks/stormwater/CreditsandRebates.php provides the application form and details on this program.
 Applicant Response: A stormwater maintenance agreement per City standards will be entered into by the owner.

Planning Comments

- On the overall site plan they indicate a Combined FAR as 13%. I calculate it as 41.7% (71,000/170,215).
 - Applicant Response: For the overall site, 41.7% is correct. The 13% is in reference to The Madison Group's portion.
- 2. They should retitle the upper right text block (currently titled Approximate Remaining Site Data) to read "Approximate Site Data for Sites A and B." The North site should be labeled on the site as "Madison Group Site".

Applicant Response: Will comply

3. Please take a look at the draft ordinance and let me know if it captures what you are attempting to do here.

Applicant Response: It appears to, yes.

- As the Madison Group site is primarily part of lot 3 CSM 11600 we have added that into the notice and draft ordinance. The application only noted lot 27.
 Applicant Response: Understood.
- 5. Please provide the parking ratio for each site. Number of stalls per 1,000 sq. ft. Will they meet the current GIP parking requirement for each site, or will changes to the GIP be required for that too?

Applicant Response:

The Madison Group= 1.87/1,000 for current layout, 2.98/1,000 for future layout.

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Site A = 3.05/1,000Site B = 3.00/1,000

6. I have not completed a detailed review of items such as, but not limited to, landscaping which can be accomplished with the SIP or ADR.

Applicant Response: Noted. The landscape plan has been eliminated from this review set.

Feel free to contact me with any questions or concerns.

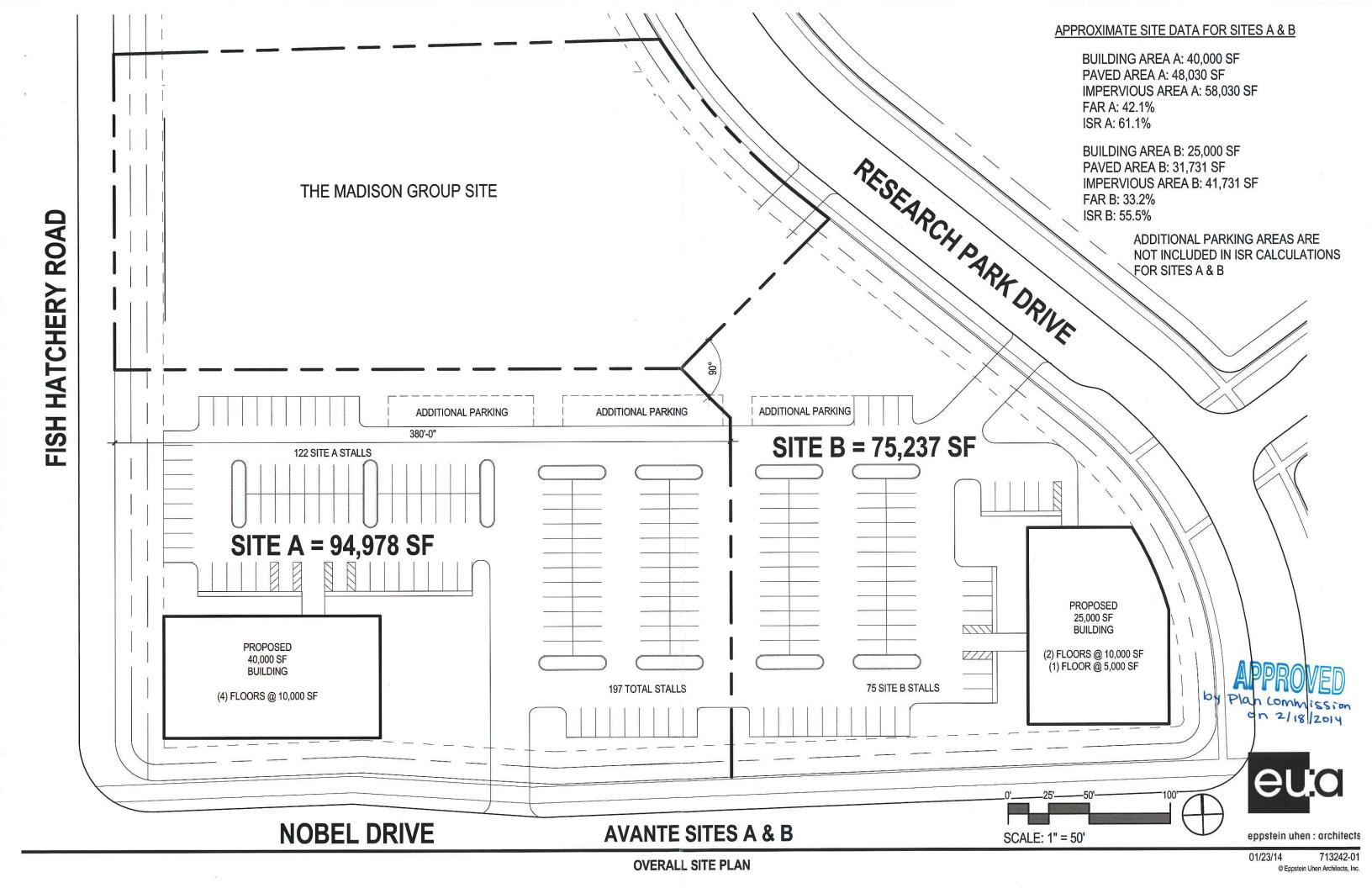
Sincerely,

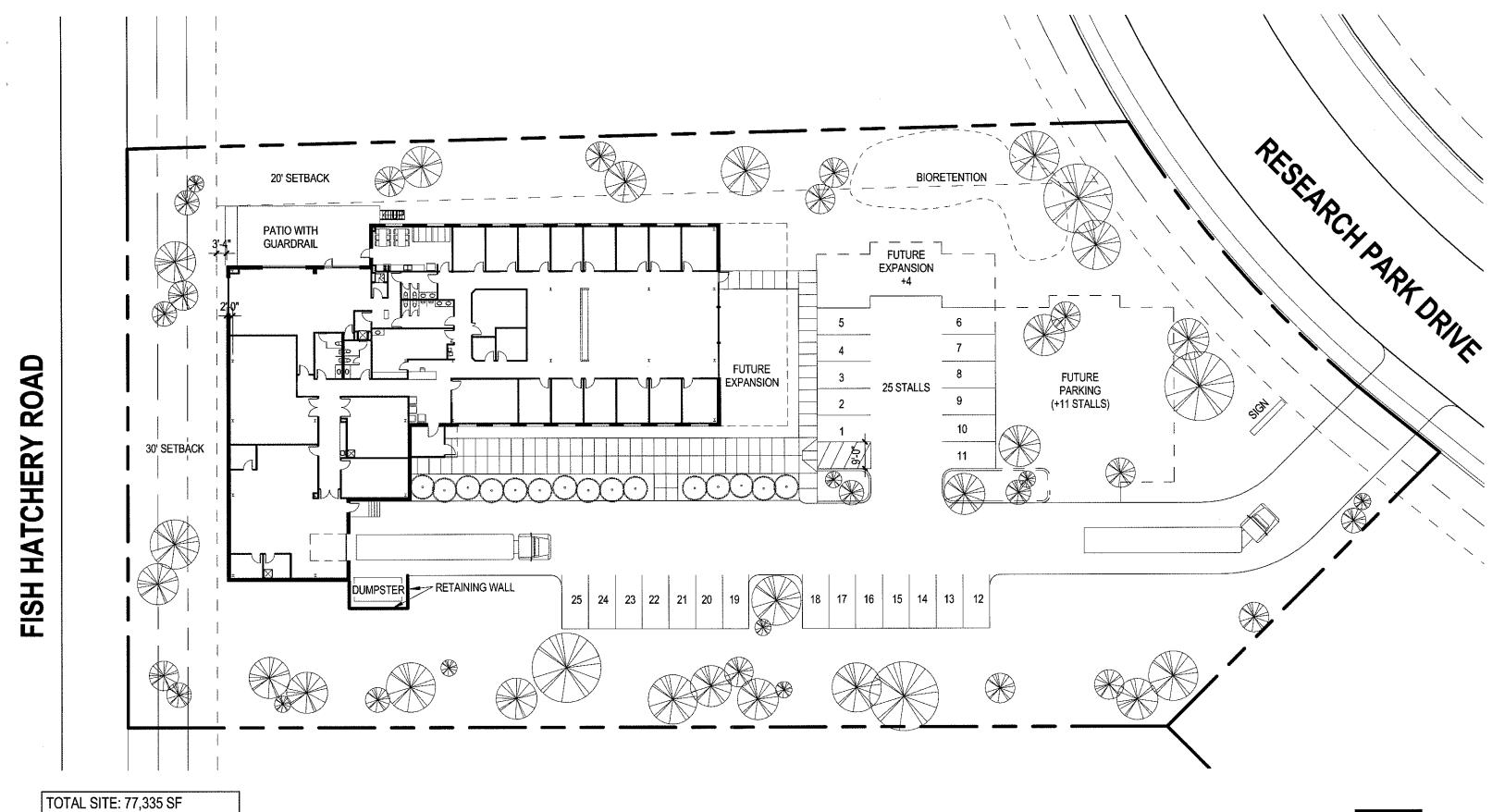
Joseph J. Doyle

Gosyph Cf. Doyle

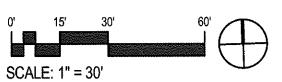
Enclosures

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BUILDING AREA: 13,401 SF





THE MADISON GROUP

